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CENTRAL FAX CENTERApplication No.: 10/668991
Docket No.: FA0803USNA

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REMARKS

Claims 1-11 are pending in the present application, and were made subject to a restriction requirement. Claims 8 and 11 were previously withdrawn from consideration as being drawn to a non-elected invention, but will be rejoined when independent claim 1 becomes allowable. Claims 1-7, 9 and 10 are rejected.

The Examiner has rejected claims 1-7, 9 and 10 under 35 U.S.C. 112, second paragraph, as being indefinite for failing to recite a use without any active, positive steps delimiting how the use is practiced. The Examiner has rejected claims 1-7, 9 and 10 under 35 USC 101 also, as reciting a use without setting for steps involved in the process. Applicants have amended claims 1-7, 9 and 10 to recite the step of "applying said coating composition to an automobile or truck body as a top coat". Applicants' amendment is supported by the specification on page 3, lines 12-21. Reconsideration of both rejections in view of the amendments filed herewith is requested.

The Examiner has rejected claims 4 and 5 under 35 USC 112, second paragraph as being indefinite for failing to point out and distinctly claim the subject matter which applicants regard as the invention, as there is no antecedent bases for the recited limitation "the fluorinated acrylosilane" in claim 4, or the recited limitations "the core of the dispersed polymer" or "the macromonomers" in claim 5. Applicants have amended claims 4 and 5 to further define the invention, thereby overcoming the rejection. Reconsideration of the rejection is requested.

CONCLUSIONS

In view of the foregoing, Applicants request reconsideration of the rejection and allowance of all pending claims 1-11. If anything further is needed to advance the present application to allowance, the Examiner is invited to contact Applicants' attorney at the telephone number provided below.

Respectfully submitted,

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